

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

) Art Unit: 2756

Andrew W. Scherbier

) Examiner: Mark Rinehart

Serial No.: 09/272,642

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Filed: March 18, 1999

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For: BROWSER CONTROLLER

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Commissioner for Patents
Washington, D.C. 20231

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.20(d)

Sir:

CONTIGO SOFTWARE, INC., the owner of 100 percent interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application that would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154-156 & 173, as presently shortened by any terminal disclaimer, of prior Patent Number 5,944,791. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it

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CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any papers referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner of Patents, Washington, D.C. 20231.

Jeff Bend

Name of Person Mailing Paper

November 16, 2000

Date of Deposit

Jeff Bend
Signature of Person Mailing Paper

and the prior patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term, as defined in 35 U.S.C. §§ 154-156 & 173, of the prior patents as presently shortened by any terminal disclaimer, in the event that one or more of the prior patents later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

(Check either box 1 or 2 below, if appropriate)

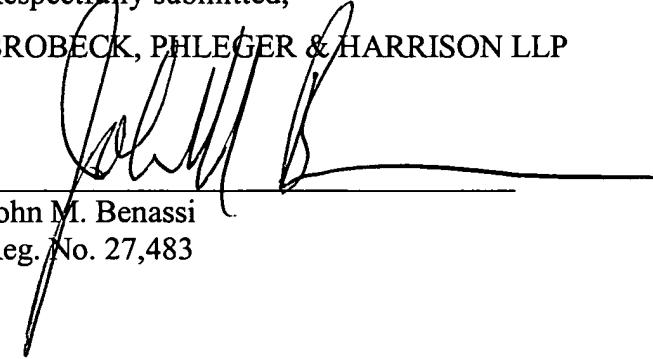
1. For submissions on behalf of an organization, the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. The undersigned is an attorney of record.

3. The fee for filing the Terminal Disclaimer is \$110.00. (37 C.F.R. § 1.20(d)). The Commissioner is hereby authorized to charge any fees that may be required, or credit any overpayment, to Deposit Account No. 50-1273. A duplicate copy of this paper is enclosed.

Respectfully submitted,
BROBECK, PHLEGER & HARRISON LLP


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Dated: 14 November 2000
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